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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FIVE

THE PEOPLE,

Plaintiff and Respondent,

v.

R.D. PENDLETON,

Defendant and Appellant.

B185733

(Super. Ct. No. TA077782)

APPEAL from a judgment of the Superior Court of Los Angeles County.

Arthur M. Lew, Judge. Affirmed.

Jonathan B. Steiner, Richard L. Fitzer, and California Appellate Project, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

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R.D. Pendleton appeals from the judgment entered following his conviction, by a plea of no contest, for sale of a controlled substance in violation of Health & Safety Code section 1132, subdivision (a). Appellant also admitted he had suffered a prior conviction for a serious or violent felony within the meaning of Penal Code sections 667, subdivisions (a) through (i) and 1170.12, subdivisions (a) through (d). The court suspended sentence and placed appellant on formal probation for three years, and ordered him to complete a six-month out-patient treatment program.

Appellant filed a timely notice of appeal. We appointed counsel to represent him on this appeal.

After examination of the record, counsel filed an opening brief which contained an acknowledgment that they had been unable to find any arguable issues. On December 22, 2005, we advised appellant that he had 30 days in which to personally submit any contentions or issues which he wished us to consider. No response has been received to date.

We have examined the entire record and are satisfied that defendant's appellate attorney has fully complied with their responsibilities and that no arguable issues exist. (*People v. Wende* (1979) 25 Cal.3d 436, 441.)

The judgment is affirmed.

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ARMSTRONG, Acting P. J.

We concur:

MOSK, J.

KRIEGLER, J.